

## UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Mar 14, 2024

SEAN F. McAVOY, CLERK

JACK B.

\_\_\_\_\_  
Plaintiff

v.

MARTIN O'MALLEY,  
Commissioner of Social Security,

Civil Action No. 4:23-CV-5068-WFN

\_\_\_\_\_  
Defendant

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_

☒ other: The ALJ's findings, the Commissioner's final decision is REVERSED and this case is REMANDED for further  
proceedings under sentence four of 42 U.S.C. § 405(g).  
Plaintiff's Motion for Summary Judgment, filed September 12, 2023, ECF No. 12, is GRANTED.  
Defendant's Motion for Summary Judgment, filed October 12, 2023, ECF No. 14, is DENIED.  
Judgment is entered in favor of Plaintiff.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge \_\_\_\_\_ WM. FREMMING NIELSEN \_\_\_\_\_ on cross motions for Summary Judgment.

Date: 3/14/2024

CLERK OF COURT

SEAN F. McAVOY

s/ Nicole Cruz

(By) Deputy Clerk

Nicole Cruz